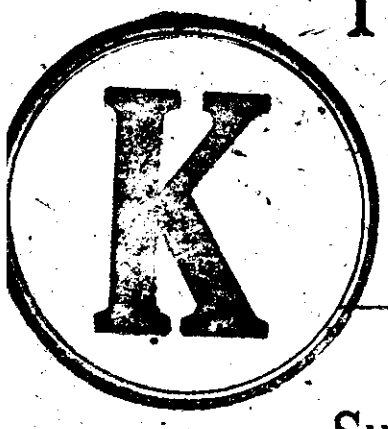

1947. **File No.** Munis. Bom. City II/49 (N)

Legal Department

B BRANCH

Subject:— Notifications under the City of Bombay Municipal Act. 1888.

P3

File No. Munis. Bom. City II/49 (N)

Gen. 194

692-B

Legal Department.

R.I. No. 20121 , dt. 6-12-49

Submitted with reference to the H. & L.G. D. note at p. 1 ante.

2. In the table appended to section 473 of the City of Bombay Municipal Act, 1888 there i an enry relating to clause (j) of section 28 which indicates that the contravention of th provisions of the clause shall be deemed to b an offence punishable under section 177 of t Indian Penal Code. As clause (j) of sectio 28 does not impose any duty or liability on any person the entry which prescribes the p lty for the contravention of the provisions of the clause appears incongruous. The H. L.G.D. has therefore, suggested that a sui ble provision may be made in the Omnibus B for the deletion of the said entry. These papers are referred to this Department for stating whether it favours the suggestion not.

S.C. 2 /6

Legal Department.

The view taken by the Secretary, Health & Local Govt. Department is correct.

J.R.Dhurandar.
30-12

Additional Secretary to Government.

U.O. to H. & L.G.D. NO. 15321 , dated the 30th December 1949.

S.C. 2/6